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10 UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

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12 UNITED STATES OF AMERICA,

CR 10-00042 SBA

13 Plaintiff,

STIPULATION TO CONTINUANCE
AND EXCLUSION OF TIME UNDER
THE SPEEDY TRIAL ACT, 18 U.S.C. §
3161 ET. SEQ.; ORDER

14 v.

15 MICHAEL ARTHUR ROGERS,

16 Defendant.

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18 IT IS HEREBY STIPULATED, by and between the parties to this action, that the status
19 hearing date of March 2, 2011 at 9:30 a.m., be vacated and re-set for March 16, 2011 at 9:30 a.m.,
20 before the Oakland Duty Magistrate, for status hearing.

21 The reason for this request is that Ellen Leonida, the undersigned Assistant Federal Public
22 Defender, is conducting investigation in this matter which cannot be completed prior to the
23 currently scheduled hearing date.

24 The parties agree and stipulate that the time until March 16, 2011 should be excluded,

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2 under 18 U.S.C. §3161(h)(7)(A) because the ends of justice served by the granting of the continuance
3 outweigh the bests interests of the public and the defendant in a speedy and public trial. The
4 continuance is necessary to accommodate counsel's preparation efforts.

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6 Date: March 1, 2011

/s/
7 Ellen V. Leonida
8 Assistant Federal Public Defender
9 Counsel for defendant MICHAEL ROGERS

10 Date: March 1, 2011

/s/
11 Trevor L. Rusin
12 Assistant United States Attorney

13 I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/S/)
14 within this e-filed document.

/S/ Ellen V. Leonida

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4 ORDER
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6 The court finds that the ends of justice served by the granting of the continuance outweigh
7 the bests interests of the public and the defendant in a speedy and public trial. The continuance is
8 necessary to accommodate counsel's preparation efforts and continuity of counsel. Based on these
9 findings, IT IS HEREBY ORDERED THAT the above-captioned matter is continued to March 16,
10 2011 at 9:30 a.m., before the Oakland Duty Magistrate, and that time is excluded until March 16,
11 2011 pursuant to 18 U.S.C. § 3161(h)(7)(a).

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13 IT IS SO ORDERED.
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15 3/1/2011
16 Date
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14 HON. DONNA M. RYU
15 UNITED STATES MAGISTRATE JUDGE
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